



RCE/3727
JFW

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Subsection (b) of 35 U.S.C. §132, effective May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA)	Application Number:	10/057,406
	Filing Date:	January 23, 2002
	First Named Inventor:	Gilles Jourdin
	Group Art Unit:	3727
	Examiner Name:	James N. Smalley
	Attorney Docket No.	VAL1599P0251US

Mail Stop RCE
Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR §1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously-filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted:
- i. ☐ Consider the Amendment(s)/Reply under 37 C.F.R. §1.116 previously filed on _____. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other: _____
- b. ☒ Enclosed:
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement
- iv. ☐ Other: _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months: Fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other: _____

3. **Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

- a. ☒ The following fees are due as indicated below:
- i. ☒ RCE fee required under 37 CFR §1.17(e) of ☐ \$_____ for a small entity or ☒ \$790.00 for a large entity.

- ii. ☐ A ____-month extension of time fee (37 CFR §1.136 and §1.17) of \$____
- iii. ☐ Fee of \$____ for presentation of additional or amended claims in any accompanying Amendment/Reply where such Amendment/Reply and the fee for such claims has not been previously submitted, said fee calculated as follows:

For	Number of Claims Remaining After Amendment	Highest Number of Claims Previously Paid For	Number of Present Extra Claims	Small Entity			Large Entity	
				Rate	Fee		Rate	Fee
Total Claims	12	20	0	x \$25.00	\$	OR	x \$50.00	\$0
Indep. Claims	2	3	0	x \$100.00	\$	OR	x \$200.00	\$0
Multiple Dependent Claims Present			0	+ \$180.00	\$	OR	+ \$360.00	\$0
				TOTAL	\$	OR	TOTAL	\$0

- iv. ☐ Other:
- b. ☒ A check is enclosed in the amount of \$790.00 for the fees identified in Item 3.a. above.
- c. ☐ The Director is hereby authorized to charge the fees identified in Item 3.a. above to Deposit Account No. 23-0785.
- d. ☐ Payment of the fees identified in Item 3.a. above is by credit card (Form PTO-2038 enclosed).
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
- e. ☒ The Director is authorized to charge payment of the following amounts associated with this communication or credit any overpayment to Deposit Account No. 23-0785:
- i. ☒ Additional filing fees under 37 CFR §1.16 and 37 CFR §1.17 and 37 CFR §1.136 or deficiencies in remittances therefor.
- ii. ☒ Additional processing fees under 37 CFR §1.17 or deficiencies in remittances therefor.

4. **Correspondence Address:** WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
Citicorp Center, Suite 3800
500 West Madison Street
Chicago, Illinois 60661-2511
Telephone: (312) 876-1800
Facsimile: (312) 876-2020

Customer Number: 32116

Date: DECEMBER 30 2004

Attorney's Signature

Attorney's Name: Paul M. Odell

Reg. No. 28,332

CERTIFICATE OF MAILING

I hereby certify that this Request For Continued Examination Transmittal and any other documents referred to as enclosed herein, are being deposited in an envelope with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date shown below.

Date of Deposit: December 30, 2004

Typed/Printed Name of Person Signing: Paul M. Odell

Signature: